

January 31, 1975

PRESIDENT: The amendment passes. The chair recognizes Senator Duis.

SENATOR DUIS: Mr. President, I move that LB 212 be advanced from General File to E & R Initial. LB 121 was necessitated because it was found that in the original legislation on the notarization of papers that several categories had been left out as to their ability to and their privilege of notarizing and taking acknowledgements in transactions in which they were involved and two of those categories came to attention. There may be more, I don't know, but the two that came to attention at that particular time were attorneys and real estate people so, therefore, this bill has been introduced so that they make take acknowledgements on papers where they have an interest. Thank you.

PRESIDENT: The question is shall LB 121 as amended be advanced to E & R Initial. Record your vote. Have you voted? Record.

CLERK: 26 ayes, 2 nays, Mr. President.

PRESIDENT: The 121 shall be so advanced as amended.

CLERK: Mr. President, LB 168 introduced by Larry Stoney. Read title. There are no committee amendments. There is an amendment by Senator Stoney to add the emergency clause.

SENATOR STONEY: Mr. President, members of the--

PRESIDENT: Do you speak to the amendment now?

SENATOR STONEY: Yes, I do. Mr. President, members of the Legislature, this bill should have been submitted with the emergency clause. This was excluded initially. I would like acceptance of the amendment with the emergency clause and then we will go ahead with the definition and explanation of 168.

PRESIDENT: The question is the adoption of the amendment to 168. Record your vote. Have you voted? Record, Mr. Clerk.

CLERK: 33 ayes, 0 nays. 16 not voting, Mr. President.

PRESIDENT: The chair recognizes Senator Stoney.

SENATOR STONEY: Mr. President, members of the Legislature, LB 168 is submitted for one purpose, that's to expand the term of prosecuting attorney to include the city attorney and designated assistant city attorneys in cities of the metropolitan class, which would be Omaha. Under the law as it presently exists, a complaint cannot be filed with the magistrate unless it's in writing, upon oath and signed by the County Attorney. The amendment will allow all prosecuting attorneys, not just county attorneys, to sign complaints. I would move that LB 168 be moved from General File to E & R Initial.

PRESIDENT: The question is shall LB 168 as amended be advanced to E & R Initial. Record your vote. Record, Mr. Clerk.

CLERK: 36 ayes, 0 nays.

PRESIDENT: LB 168 shall be so advanced. LB 130.

CLERK: LB 130. Introduced by Senator Swigart of the 8th District. Read title. There are Committee amendments by Senator Luedtke's Judiciary Committee.